

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
KNOXVILLE DIVISION**

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JESSE PIERCE, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.: 3:13-cv-00641-DCP
	)	
WYNDHAM VACATION RESORTS, INC.	)	
and WYNDHAM VACATION	)	
OWNERSHIP, INC.,	)	
	)	
Defendants.	)	

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**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT ON THE CLAIMS OF  
PLAINTIFFS JEREMY SAINÉ, RACHAEL TAYLOR, AND SEAN JETER**

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Defendants Wyndham Vacation Resorts, Inc. and Wyndham Vacation Ownership, Inc. (“Defendants” or “Wyndham”) respectfully move for summary judgment, pursuant to Fed. R. Civ. P. 56, on the claims of the following Opt-in Plaintiffs: Jeremy Saine, Rachael Taylor, and Sean Jeter. These Opt-in Plaintiffs’ claims are barred by the doctrine of judicial estoppel, based on their nondisclosure of this lawsuit and their FLSA claims in their respective bankruptcy proceedings.

Respectfully submitted,

s/ Craig A. Cowart

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*ATTORNEYS FOR DEFENDANTS*

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 23rd day of February, 2021, electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will automatically send an electronic notification of such filing to the following:

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